

PRODUCT: 22 pails of Yur-Jel at Detroit, Mich.

Examination showed that the product was artificially flavored and colored cornstarch.

LABEL, IN PART: "Kaleo Brand Yur-Jel * * * Contains: Processed Tapioca, Tartaric Acid, Flavor and Certified Food Color."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the name "Yur-Jel" was misleading since the article was not a jelly or gelatin preparation; and the term "Processed Tapioca" in the list of ingredients was false and misleading as applied to the article, which contained cornstarch instead of tapioca; Section 403 (i) (2), it was fabricated from two or more ingredients and its label failed to bear the common or usual name of each such ingredient since cornstarch was not declared; and, Section 403 (k) it contained artificial flavoring and failed to bear labeling stating that fact.

DISPOSITION: October 11, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

VITAMIN PREPARATIONS AND FOODS FOR SPECIAL DIETARY USES

6583. Misbranding of Cereal Lactic. U. S. v. Cereal Lactic Co., Inc. Plea of guilty. Fine, \$50 and costs. (F. D. C. No. 9686. Sample Nos. 73989-E, 32457-F.)

INFORMATION FILED: On September 17, 1943, in the Southern District of Iowa against the Cereal Lactic Co., Inc., Woodward, Iowa.

ALLEGED SHIPMENT: On or about May 13 and November 20, 1942, from the State of Iowa into the States of Ohio and Missouri.

VIOLATION CHARGED: Misbranding, Section 403 (a), the statement on the label which represented that the food contained viable lactic acid organism cultures was false and misleading since the article did not contain viable lactic acid organism cultures; and, Section 403 (j), the article purported to be and was represented as a food for special dietary use by man by reason of its vitamin properties and filtrate factor, but its label did not bear, as required by the regulations, a statement of the proportion of the minimum daily requirements for vitamin A, vitamin B₁, vitamin D, and riboflavin which would be supplied by the food when consumed in a specified quantity during a period of 1 day; and its label did not bear a statement that the need for filtrate factor in human nutrition has not been established.

DISPOSITION: November 30, 1943. A plea of guilty having been entered, a fine of \$25 on each of counts 1 and 2 was imposed, with costs.

6584. Misbranding of Van Dutch Chocolate Flavored Mix. U. S. v. 16 Dozen Jars of Chocolate Flavored Mix. Default decree of condemnation. Product ordered delivered to local charitable institutions. (F. D. C. No. 11951. Sample No. 51119-F.)

LABEL FILED: March 3, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 14, 1944, by the Van Dutch Products Co., from New York, N. Y.

PRODUCT: 16 dozen 1-pound jars of chocolate-flavored mix (beverage material) at Philadelphia, Pa.

LABEL, IN PART: "Van Dutch Chocolate Flavored Mix."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statements on the label, "Mix For Energy * * * En-Er-Gy * * * Featuring a patented full fat soy flour which contains Vitamins A, B, B₂, D, E, G & K," were false and misleading since they represented and suggested that the article was of special value in providing energy and the vitamins declared, whereas it had no greater significance as a source of food energy than other common foods, and provided only inconsequential amounts of the vitamins declared; and, Section 403 (j), it was represented as a food for special dietary uses by man by reason of its vitamin A, B, B₂, D, E, G and K content, and its label failed to bear, as required by the regulations, a statement of the proportion of the minimum daily requirements of vitamins A, B₁, B₂, and D and the quantity of vitamin E and vitamin K supplied by a specified quantity of the product reasonably suitable and practicable of consumption during a period of 1 day, and a statement that the need for vitamin E in human nutrition has not been established.